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[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME:** SMITHU SAMUEL

**MOS TAX:** [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure #1:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 03/31/2011, AGAINST MOS SAMUEL:

1. DEPARTMENT RULES VIOLATION-OTHER DEPARTMENT RULES

CASE STATUS: CLOSED ON 09/13/2012.

ACTION TAKEN: COMMAND DISCIPLINE ISSUED.

**Disclosure #2:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 05/15/2011, AGAINST MOS SAMUEL:

1. SAID MOS SAMUEL, ASSIGNED TO THE 79<sup>TH</sup> PRECINCT, AT THE CONCLUSION OF AN INTERNAL INVESTIGATION, THE UNDERSIGNED DETERMINED THAT THE ABOVE MOS SAMUELS FAILED TO PREPARE PROPER MEMO BOOK ENTRIES REGARDING A LARGE DISORDERLY GROUP HE RESPONDED TO.

CASE STATUS: CLOSED ON 11/20/2012.

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED AND WARNED AND ADMONISHED.

**Disclosure #3:**

ON OCTOBER 15, 2018 MOS SAMUEL PLED GUILTY TO HARASSMENT IN THE SECOND DEGREE (PL §240.26) BASED ON THE FOLLOWING ALLEGATIONS ARISING OUT OF AN INCIDENT ON MAY 29, 2018, WHILE MOS SAMUEL WAS OFF DUTY AT A LOCATION KNOWN TO THE DEPARTMENT:

ALLEGATION(S):

1. MOS SAMUEL ARGUED WITH THE COMPLAINANT [REDACTED], SHOUTED PROFANITIES AT HER, AND CALLED HER A "BITCH, WHORE AND NIGGER." MOS SAMUEL THEN APPROACHED THE COMPLAINANT, AND WITH A RAISED AND CLENCHED FIST, SAID, "I'M GOING TO SMASH YOUR FACE IN." HE PICKED UP A SALAD BOWL, VALUED AT ABOUT \$5.00, AND SLAMMED IT ONTO THE DINING ROOM TABLE, BREAKING THE BOWL INTO PIECES.

ACTION TAKEN: SENTENCED TO CONDITIONAL DISCHARGE AND MANDATED TO ATTEND A PROGRAM.

IN ADDITION, MOS SAMUEL PLED GUILTY TO THE FOLLOWING DEPARTMENT CHARGES ARISING OUT OF SAID MAY 29, 2018 INCIDENT:

1. MOS SAMUEL ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS WRONGFULLY BROKE A SALAD BOWL BEING USED BY [REDACTED].
2. MOS SAMUEL ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS WRONGFULLY THREATENED OR OTHERWISE CAUSED [REDACTED] TO FEAR FOR HER PHYSICAL SAFETY.

CASE STATUS: CLOSED ON 04/08/2019.

ACTION TAKEN: MOS SAMUEL WAS SUSPENDED FOR TWENTY-EIGHT (28) DAYS, ASSIGNED TO COUNSELING AS DETERMINED BY THE DEPARTMENT, AND WAS PLACED ON DISMISSAL PROBATION FOR ONE (1) YEAR. IN ADDITION, MOS SAMUEL FORFEITED FIVE (5) VACATION DAYS.

**Disclosure #4:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 07/04/2013, AGAINST MOS SAMUEL:

1. MOS SAMUEL, WHILE ON DUTY AND ASSIGNED TO THE 79<sup>TH</sup> PRECINCT, UPON BECOMING AWARE OF AN ALLEGATION OF MISCONDUCT AGAINST ANOTHER MOS DID FAIL TO NOTIFY THE INTERNAL AFFAIRS BUREAU.

CASE STATUS: CLOSED ON 02/11/2014.

ACTION TAKEN: MOS SAMUEL FORFEITED TWO (2) VACATION DAYS AND 'B' COMMAND DISCIPLINE ISSUED.

**Disclosure #5:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 03/07/2014, AGAINST MOS SAMUEL:

1. FAILED TO NOTIFY IAB
2. OTHER (DIRECTED VEHICLE BE DRIVEN FROM SCENE OF A CAR STOP)

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED AND MOS SAMUEL FORFEITED TWO (2) VACATION DAYS.

**Disclosure #6:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 03/08/2018, AGAINST MOS SAMUEL:

1. INVOICE DISCREPANCY - LAB - MARIJUANA
2. REPORT INCOMPLETE/INACCURATE - PROPERTY CLERK INVOICE

CASES STATUS: CLOSED ON 04/18/2018

ACTION TAKEN: VERBAL OF INSTRUCTIONS.

**Disclosure #7: (PENDING)**

THE FOLLOWING NYPD DEPARTMENTAL ALLEGATIONS, DATED 07/28/2020, ARE PENDING AGAINST MOS SAMUEL:

[REDACTED]  
[REDACTED]

CASE STATUS: PENDING

**Disclosure #8:**

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Nykia Hines	14-CV-5955	E.D.N.Y.	10-10-14	5-1-15	Settlement, without admission of fault or liability
Bryant Simmons	11-CV-1984	E.D.N.Y.	4-21-11	2-16-12	Settlement, without admission of fault or liability

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure #9:**

CCRB CASE: 201106245

REPORT DATE: 5/15/2011

[REDACTED]  
[REDACTED]  
[REDACTED]

Eric Gonzalez  
District Attorney  
Kings County